

**INQUIRY INTO OPPORTUNITIES TO CONSOLIDATE
TRIBUNALS IN NSW**

Name: Mr Gregory Kelly

Date received: 31/01/2012

Phone/Fax:
Mobile

30th January 2012

The Director
Standing Committee on Law and Justice
Legislative Council
Parliament House
Macquarie Street
Sydney NSW 2000

Dear Sir,

Re: INQUIRY INTO OPPORTUNITIES TO CONSOLIDATE TRIBUNALS IN NSW

Subsequent to my submission to the above enquiry, I attended the hearing held at Parliament House on Thursday 15th December 2011. I would like to commend the Committee on their professionalism and efficiency in conducting the enquiry and their treatment of each witness.

I would like to comment that nothing I heard or observed at the hearing has caused me to resile from any of my opinions I expressed in my submission; I refer particularly to the CTTT.

I would like to see a complete overhaul of the legislation which they operate under. Such overhaul must include accountability and a mechanism to ensure that they comply with the legislation. I refer principally to the areas of justice and procedural fairness. I would certainly like to see major reforms implemented prior to any merger which other Tribunals. The CTTT have been described as an anachronism, a house of horrors and are nothing more than a shipwreck.

My low regard for the CTTT was further reinforced by their blatant attempts to mislead the Committee and I note this was done under oath. In the first instance, they took pains to explain the conditions under which a re-hearing is permitted, they did not state that, even if these conditions are met, a re-hearing is refused for the sole reason that the amount in dispute is over \$25,000. In this regard they also mislead the Minister for Fair Trading; the Minister then embarrassed himself in a statement on the radio to the same effect. Secondly, while they declared the hearings are effective and timely, they did not declare that they were procedurally fair.

My experience is that the complaints against the CTTT are many and serious. Unfortunately, in most instances, the victims of injustice do not register their complaints as they are advised it is either hopeless or prohibitively expensive. I suggest that the appeal process be taken out of the hands of the CTTT and

entrusted to someone such as Housing NSW. This organisation appear to have the necessary expertise to hear an Appeal without bias or favour.

In my opinion, the only supporters of the CTTT are those who are recipients of the improperly and unjustly obtained largess handed out by Tribunal Members.

I request that my submission to you be considered as an important law and justice issue. I assure you of my fullest cooperation in supplying the vast amount of material I have accumulated. I also assure you of my willingness to appear personally as a witness.

Yours faithfully,

Grégory Thomas Kelly

Encl.